

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

No. C 07-05338 CW

RAUL A. GARIBAY,

JUDGMENT

Petitioner,

v.

JOHN MARSHALL, Warden

Respondent.

For the reasons set forth in this Court's Order of Dismissal,
IT IS ORDERED AND ADJUDGED

That Petitioner's Petition for Writ of Habeas Corpus is
dismissed pursuant to 28 U.S.C. § 2244(b), and that each party bear
its own costs of action.

Dated at Oakland, California, this 7th day of February, 2008.

RICHARD W. WIEKING
Clerk of Court

By:

Sheilah Cahill
SHEILAH CAHILL
Deputy Clerk

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

RAUL A. GARIBAY,
Plaintiff,

Case Number: CV07-05338 CW

CERTIFICATE OF SERVICE

v.

JOHN MARSHALL et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on February 7, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Raul A. Garibay
P98953
CMC - West, U1-D4-33U
P.O. Box 8103
San Luis Obispo, CA 93403

Dated: February 7, 2008

Richard W. Wieking, Clerk
By: Sheilah Cahill, Deputy Clerk